



Corres. and Mail

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS**

600  
#18  
KAY  
10/16/02

Applicants:

Glenn McGall and Lisa Kajisa

Serial No.:

09/810,434

Group Art Unit: 1635

Filed:

March 15, 2001

Examiner:

Epps, J. L.

Confirmation No.:

6484

For: PHOSPHITE ESTER OXIDATION IN NUCLEIC ACID ARRAY PREPARATION

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202

on 10-3-02 Dawn M Myers

Date

Signature

Dawn M Myers  
Typed or printed name of person signing certificate

Assistant Commissioner for Patents  
Box AF  
P.O. Box 2327  
Arlington, VA 22202

Sir:

**RECEIVED**

OCT 11 2002

TECH CENTER 1600/2900

Applicants hereby appeal to the Board of Appeals from the decision dated July 3, 2002 of the Primary Examiner finally rejecting claims 1-17. The item checked below are appropriate:

- [ ] Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated [ ] for [ ] month(s) from [ ] to [ ].
- [ ] A [ ] month extension of time to respond to the Office Action Made Final dated [ ] was filed on [ ] with payment of a \$[ ] fee.
- [ ] Applicant hereby petitions for an additional [ ] month extension of time to respond to the Office Action Made Final.
- [ ] A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

10/09/2002 HUONG1 00000013 09810434

320.00 0P

01 FC:119

## 4. Fees are submitted for the following:

<input type="checkbox"/>	Extension of Time for [      ] month(s)	\$ _____
<input type="checkbox"/>	Additional Extension of Time:	
	Fee for Extension      ([      ] mo.)	\$ _____
	Less fee paid      ([      ] mo.)	- \$ _____
	Balance of fee due	\$ 0
<input checked="" type="checkbox"/>	Notice of Appeal	\$ 320
<input type="checkbox"/>	Other _____	\$ _____
		TOTAL \$ <u>320</u>

## 5. The method of payment for the total fees is as follows:

A check in the amount of \$320.00 is enclosed.

Please charge Deposit Account No. 08-0380 in the amount of \$[      ].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By Lisa M. Treannie  
Lisa M. Treannie, Esquire  
Registration No.: 41,368  
Telephone: (978) 341-0036  
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date: 10/3/02



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Glenn McGall and Lisa Kajisa

Application No.: 09/810,434 Group: 1635

Filed: March 15, 2001 Examiner: Epps, J.L.

Confirmation No.: 6484

For: Phosphite Ester Oxidation in Nucleic Acid Array Preparation

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202

on 10-3-02 DAWN M MYERS  
 Date Signature

DAWN M MYERS  
 Typed or printed name of person signing certificate

RECEIVED

OCT 11 2002

TECH CENTER 1600/2900

Assistant Commissioner for Patents  
 P.O. Box 2327  
 Arlington, VA 22202

Sir:

Transmitted herewith is an Amendment After Final for filing in the above-identified application.

Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

	(COL. 1)	(COL. 2)	(COL. 3)	SMALL ENTITY	OTHER THAN SMALL ENTITY
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	
TOTAL	17	MINUS	*	20	0
INDEP					
	2	MINUS	**	3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					
OR					
	RATE		ADDIT. FEE		
	X	\$ 9	\$		
	X	\$42	\$		
	+	\$140	\$		
	RATE		ADDIT. FEE		
	X	\$18	\$		
	X	\$84	\$		
	+	\$280	\$		

\* not fewer than 20  
 \*\* not fewer than 3

TOTAL = \$ 0TOTAL = \$ 0

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$ _____
<input type="checkbox"/>	Amendment Fee	\$ _____
<input type="checkbox"/>	Other Fees:	\$ _____
		\$ _____
		\$ _____
		TOTAL: \$ <u>      0      </u>

A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [ ] month Extension of Time	\$ _____
<input type="checkbox"/>	Amendment Fee	\$ _____
<input checked="" type="checkbox"/>	Other Fees:	\$ _____
	Notice of Appeal	\$ <u>      320      </u>
		\$ _____
		TOTAL: \$ <u>      320      </u>

A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Lisa M. Treannie  
 Lisa M. Treannie, Esquire  
 Registration No.: 41,368  
 Telephone (978) 341-0036  
 Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated: 10/3/02